

MYSORE LEGISLATIVE ASSEMBLY

Friday, 6th September 1968.

The House met in the Assembly Chamber, Vidhana Soudha, Bangalore-1, at One of the Clock.

MR. SPEAKER (SRI S. D. KOTHAVALA) in the Chair.

STARRED QUESTIONS

(to which oral answers were given)

MR. SPEAKER.—Question 46 by Sri B. B. Sayanak.

SRI M. NAGAPPA.—Sir, the first question may be postponed because it is mentioned here as Minister of State. As per the Rules of Procedure there is no such Minister. I submit that this question may be postponed and taken up after Question Hour.

MR. SPEAKER.—Yes, will the Hon'ble Member state why it should be done so?

SRI M. NAGAPPA.—Sir, because this is a Question Hour I do not want to take much time. I bring this as a point of order under Rule 311. Under Rule 44 supplementaries are to be answered by Minister. So, the Minister is defined under the rules. Under rule (2) the Minister means a member of the Council of Ministers and includes a Deputy Minister and Parliamentary Secretary. So, there is no Minister as "Minister of State" under the rules. Unless the rules are amended they cannot be deemed to be Ministers for the purpose of these rules and the proceedings of this House. So, I submit that unless rules are amended, this House cannot recognise the State Ministers as Ministers under the rules of procedure. I submit that he being a private member need not be allowed to answer the question as State Minister.

MR. SPEAKER.—Is there anything to be said by the Treasury Benches on this?

SRI K. H. PATIL.—The silence of the Treasury Benches means that they agree to the proposition that has been put forward by this side.

SRI H. SIDDAVEERAPPA.—On a previous occasion also the same question was raised and thereupon the particular question was postponed. I think it was Sri Linga Reddy's question.

Mr. SPEAKER.—I may tell Sri K. H. Patil that the interpretation of rules is a matter within the purview of the Speaker. Of course, what the Treasury Benches say will be considered and what is said by members on the other side also will be considered.

Is there anything to be urged on behalf of the Treasury Benches?

Sri G. B. SHANKAR RAO.—Nothing, Sir.

Mr. SPEAKER.—The hon'ble member may please see the definition of the word "Minister" given in Rule 2.

" 'Minister' means a member of the Council of Ministers and includes a Deputy Minister and a Parliamentary Secretary."

This definition consists of two parts. It defines in the first instance a Minister as a member of the Council of Ministers. The other part is the inclusive definition, namely, that the definition includes a Deputy Minister and a Parliamentary Secretary.

Sri K. H. PATIL.—May I request the Chair that this question may be taken up later after the Question Hour because if it is taken up now the time for the other questions will be taken away. Moreover many members on this side would like to be heard because this is an important point of interpretation of rules on which we would like to enlighten the Speaker.

Mr. SPEAKER.—I assure the hon'ble members that when enlightenment and education is necessary I shall certainly request the hon'ble members to educate me, but when matters are simple, it does not serve anybody's purpose to unnecessarily spend the time of the House on those points.

Sri M. NAGAPPA.—I simply submitted thinking that it will come later on for further discussion. If the Chair is giving the ruling just now, I have to state that I have collected several rulings on the definition of Council of Ministers and as to whether it includes Ministers of State or not. I have to submit those rulings to the Chair and so I request the Chair that this matter may be taken up after Question Hour when we may have a full-dressed debate on the question and then the Chair may give the ruling.

Mr. SPEAKER.—Without any detriment to any future interpretation I shall just give my interpretation on this, subject to modification later on. I shall leave the question open for further discussion.

Sri M. NAGAPPA.—This matter will come up time and again. Therefore, I submit let us dispose it of once and for all after having a full-dressed debate and hearing both sides. So I request that I may be given permission to submit all those rulings now.

Mr. SPEAKER.—Where is the time for that? This is Question Hour.

Sri M. NAGAPPA.—So I request that the ruling may be reserved and it may be given after hearing the full-dressed debate.

Mr. SPEAKER.—I do not know how many questions are set down for reply by Ministers of State in this List.

Sri M. NAGAPPA.—Those questions can be included in tomorrow's list if the matter is disposed of today because this point will come up in regard to the questions of other Ministers of State also. So I submit it is better a full-dressed debate is held on this matter. Then we will fully argue this point. After hearing the members on both sides the Chair has got every right to give its own ruling. I have nothing to say against that.

Mr. SPEAKER.—I respect your suggestion very well. It should not come in the way of normal business of the House. So I shall leave the matter open to be interpreted later on. For the time being to serve the purpose of today I shall give my interpretation.

ಶ್ರೀ ಹೆಚ್. ಬಿ. ಪಾಟೀಲನವರು.—ಇದಕ್ಕೆ ಬೇರೆ ಮಂತ್ರಿಗಳು ಬೇಕಾದರೆ ಇಲ್ಲಿ ಗುತ್ತರ ಕೊಡಬಹುದು. ಮೊದಲಗೆ ಬೇರೆ ಪ್ರಶ್ನೆಗಳನ್ನು ತೆಗೆದುಕೊಂಡು ಮುಗಿಸಿ ಅನಂತರ ಇದರ ಬಗ್ಗೆ ವಿಚಾರ ಮಾಡಬಹುದು.

Mr. SPEAKER.—There may be many such questions. I shall hold over these questions only today. We shall dispose of them again. I shall take up the matter after the Question Hour. In the meanwhile hon'ble members may be ready with their authorities.

Revised Scales of Pay to Teachers

47. Sri SUBBARAO HALSNAD (Byndoor).—

Will the Minister for Education be pleased to state :—

(a) whether the revised scales of pay of 1961 have been made applicable to Government servants including teachers under all Managements;

(b) whether all the teachers are paid their salaries according to these scales;

(c) whether it has come to the notice of the Government that some teachers in Coondapur Taluk of South Kanara District have not been paid the arrears of weightage in these scales from the last 7 years;

(d) whether the D.E.O. of S.K. District made an enquiry in this regard; if so, the result of the enquiry;

(e) whether there was any need for such an enquiry;

(f) whether there are no records in the D.E.O's office which reveal the non-payment of such arrears;

(g) the person responsible for such a long delay and reasons for delay;